

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ADVANCED WATER TECHNOLOGIES INC.,	:	Case No. 1:18-cv-05473-VSB
	:	
Plaintiff,	:	
	:	NOTICE OF MOTION TO
-against-	:	<u>DISMISS THE COMPLAINT</u>
	:	
AMIAD U.S.A., INC.,	:	
	:	
Defendant.	:	
-----	X	

PLEASE TAKE NOTICE that upon the Declaration of Noah M. Weissman, dated September 28, 2018, with exhibits, the Declaration of Matthew Miles, dated September 28, 2018, and the accompanying memorandum of law, and all other papers and proceedings had herein, Defendant Amiad U.S.A., Inc. (“Amiad”) will move this court, before the Honorable Vernon S. Broderick, at the Thurgood Marshall United States Courthouse, 40 Foley Square, Courtroom 518, New York, NY 10007, for an order pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, dismissing plaintiff Advanced Water Technologies Inc.’s Complaint for failure to state a cause of action or, in the alternative, dismissing this action under the “first-filed” rule, and granting Amiad such other, further and different relief as the Court deems just and proper.

[signature page follows]

Dated: New York, New York
September 28, 2018

Respectfully submitted,

BRYAN CAVE LEIGHTON PAISNER LLP

By: /s/ Noah M. Weissman
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